

ORIGINAL

FILED
DISTRICT COURT OF GUAM

MAY 27 2005

MARY L.M. MORAN
CLERK OF COURT

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LEONARDO M. RAPADAS
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Attorneys for the United States of America

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF GUAM

UNITED STATES OF AMERICA,

Plaintiff,

vs.

MAGISTRATE CASE NO. 05-00028

MOTION TO DISMISS COMPLAINT;
AND ORDER

SEAN MICHAEL COLE
a/k/a SHAWN COLE,
GILBERT JOSE MATTA, and
JESSICA ROSE MESA,

Defendants.

COMES NOW the plaintiff, United States of America, by and through its undersigned attorney, and moves that the Complaint in the above cause against defendants SEAN MICHAEL COLE a/k/a SHAWN COLE, GILBERT JOSE MATTA, and JESSICA ROSE MESA, be

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1 dismissed, for the reason that the defendants hve been charged through an Indictment on May 25,
2 2005, under Criminal Case No. 05-00039, which said Indictment has incorporated similar
3 criminal acts described in the Complaint.

4 Respectfully submitted this 26th day of May, 2005.

5 LEONARDO M. RAPADAS
6 United States Attorney
7 Districts of Guam and NMI

8 By:

MARIVIC P. DAVID
Assistant U.S. Attorney

10 IT IS SO ORDERED this 27th day of May, 2005.

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13 JOAQUIN V. E. MANIBUSAN, JR.
14 Magistrate Judge
District Court of Guam

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22 **RECEIVED**

23 MAY 26 2005

24 DISTRICT COURT OF GUAM
25 HAGATNA, GUAM
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